

IN UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

IN RE: BEXTRA AND CELEBREX
MARKETING AND SALES PRACTICES
AND PRODUCT LIABILITY LITIGATION

CASE NO. 3:06-cv-02682-CRB

MDL NO. 1699

SHIRLEY BERRY, et al.

Plaintiff,

v.

PFIZER, INC., et al.,

Defendants.

JUDGE CHARLES R. BREYER

**STIPULATION AND ORDER OF
DISMISSAL WITHOUT PREJUDICE
AND WITHOUT COSTS AS TO CASE
NUMBER 06-02682 CRB, ORIGINALLY
FILED IN THE US DISTRICT COURT,
EASTERN DISTRICT OF LOUISIANA**

IT IS HEREBY STIPULATED AND AGREED by and between counsel for Plaintiff and counsel for Defendants that the Complaint of Plaintiff SHIRLEY BERRY originally filed in the US District Court, Eastern District of Louisiana, Case Number 2:05-cv-04445-EEF-DEK, and then later transferred to the MDL No. 1699, *In Re: Bextra and Celebrex, Marketing, Sales Practices and Product Liability Litigation*, may be and is hereby dismissed without prejudice.

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1- STIPULATION AND ORDER OF DISMISSAL

BOWERSOX LAW FIRM, P.C.
620 SW Fifth Avenue
Suite 1125
Portland, OR 97204

The parties hereby stipulate that should Plaintiff ever re-file Plaintiff's claim, Plaintiff will only re-file in Federal Court. The parties shall each bear their own costs.

Respectfully submitted:

Dated: 10/19/06

By: Shirley Berry
Shirley Berry

Dated: 10-19-2006

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Dated: 10-24-06

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Defendant's Liaison Counsel

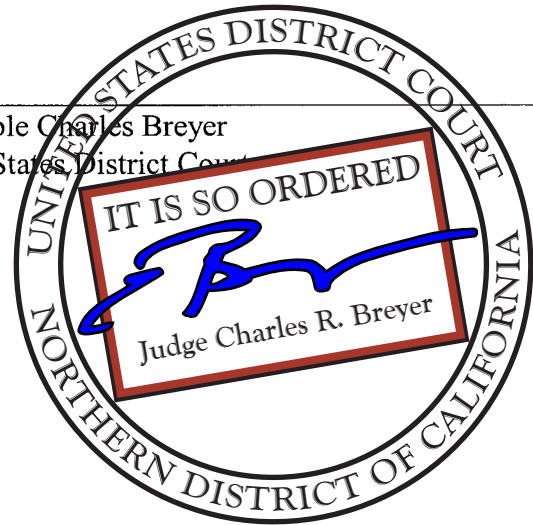
2- STIPULATION AND ORDER OF DISMISSAL

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: October 27, 2006

Honorable Charles Breyer
United States District Court



3- STIPULATION AND ORDER OF DISMISSAL

BOWERSOX LAW FIRM, P.C.
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